

MAY 25 2000



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#18

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Kenyon & Kenyon  
One Broadway  
New York NY 10004

In re: U.S. Patent No. 5,360,897  
Issued: November 1, 1994  
Inventors: Peter W. Anderson, et al.  
For: Immunogenic Conjugates of Streptococcus Pneumonial Capsular Polymer and Toxin or in Toxoid

### REQUIREMENT FOR INFORMATION

This is in response to the application for patent term extension under 35 U.S.C. § 156, filed April 14, 2000 in the above-identified patent.

The requested information must be submitted within TWO (2) MONTHS from the mail date of this letter. Failure to respond may result in a delay in the processing of the application. Extensions of time under 37 CFR 1.136(a) are **NOT** permitted.

Applicant has not complied with 37 CFR 3.73(b). When an assignee seeks to take action in a patent, the assignee must establish ownership of the patent by submitting documentary evidence of the chain of title from the original owner (the inventors) to the assignee. The application papers filed April 14, 2000 only contain a copy of the assignment from Praxis Biologics to the University of Rochester and do not contain a copy of the assignment from the original inventors to Praxis, or a reference to a reel and frame number of such an assignment.

In response to this letter, applicant must provide documentary evidence of the complete chain of title from the inventors, Porter Anderson and Ronald Eby, to the University of Rochester. See 37 CFR 3.73(b) and MPEP 324. The document can be a reference to the reel and frame number of the recorded assignment or copies of the relevant assignment documents. The submission establishing ownership must be signed by a party authorized to act on behalf of the assignee.

Correspondence with respect to this matter should be addressed as follows:

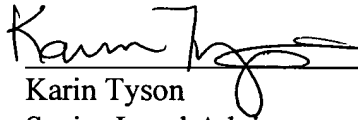
By mail: Assistant Commissioner for Patents  
Box Patent Ext.  
Washington, D.C. 20231

By FAX: (703) 308-6916 or (703)872-9411

Attn: Office of Patent Legal Administration

By hand: Crystal Plaza Four, Suite 3C23  
2201 South Clark Place  
Arlington, VA 22202

Telephone inquiries related to this determination should be directed to the undersigned at  
(703) 306-3159.



Karin Tyson  
Senior Legal Advisor  
Office of Patent Legal Administration  
Office of the Assistant Commissioner for Patent Examination Policy

cc: David T. Read  
Acting Director Regulatory Policy Staff, CDER  
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1451 Rockville Pike, HFD-7  
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RE: Prevnair™